

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

FABIAN VAKSMAN,

Plaintiff,

v.

MICHAEL W. WYNNE,

Defendant.

No. CV-07-225-FVS

ORDER

THIS MATTER having come before the Court based upon the plaintiff's motion for summary judgment; and the Court having determined that the defendant is entitled to a reasonable time in which to respond; Now, therefore

IT IS HEREBY ORDERED:

1. The plaintiff's motion to grant his summary judgment motion **(Ct. Rec. 51) is denied.** Oral argument scheduled on February 22, 2008 is stricken.

2. The defendant shall file a response to the plaintiff's summary judgment motion by April 10, 2008.

2. The plaintiff shall file a reply by April 24, 2008.

3. After reviewing the parties pleadings and papers, the Court will determine whether oral argument will be helpful.

IT IS SO ORDERED. The District Court Executive is hereby directed to enter this order and furnish copies to counsel.

DATED this 10th day of January, 2008.

s/ Fred Van Sickle
Fred Van Sickle
United States District Judge